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Attorneys for Complainant

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 1D 2006 64560

SHARMI PATEL, PT
128 E. Whittier Boulevard
Montebello, CA 90640

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

Physical Therapist License No. PT 29370

Respondent.

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
above-entitled proceedings that the following matters are true:

PARTIES

1. Steven K. Hartzell, Executive Officer of the Physical Therapy Board of
California (Complainant) brought this action solely in his official capacity and is represented by
Edmund G. Brown Jr., Attorney General of the State of California, by Jennevee H. de Guzman,
Deputy Attorney General.

2. Respondent Sharmi Patel, PT (Respondent) is represented in this
proceeding by Aniko Rushakoff, whose address is 4121 Wilshire Blvd. #508, L.A., CA 90010.

3. On or about April 21, 2004, the Physical Therapy Board of California
issued Physical Therapist License No. PT 29370 to Respondent. The License was in full force
and effect at all times relevant to the charges brought herein and will expire on December 31,
2007, unless renewed.

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JURISDICTION

4. Accusation No. 1D 2006 64560 was filed before the Physical Therapy Board of California (Physical Therapy Board) for the Department of Consumer Affairs, State of California, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on April 10, 2007. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. 1D 2006 64560 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, discussed with counsel, and fully understands the charges and allegations in Accusation No. 1D 2006 64560. Respondent has also carefully read, discussed with counsel, and fully understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of the charges and allegations in Accusation No. 1D 2006 64560.

9. Respondent agrees that her Physical Therapist License is subject to discipline and she agrees to be bound by the Physical Therapy Board's imposition of discipline as set forth in the Disciplinary Order below.

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1 **CONTINGENCY**

2 10. This stipulation shall be subject to approval by the Physical Therapy Board
3 of California. Respondent understands and agrees that counsel for Complainant and the staff of
4 the Physical Therapy Board may communicate directly with the Physical Therapy Board
5 regarding this stipulation and settlement, without notice to or participation by Respondent or her
6 counsel. By signing the stipulation, Respondent understands and agrees that she may not
7 withdraw her agreement or seek to rescind the stipulation prior to the time the Physical Therapy
8 Board considers and acts upon it. If the Physical Therapy Board fails to adopt this stipulation as
9 its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or
10 effect, except for this paragraph, it shall be inadmissible in any legal action between the parties,
11 and the Physical Therapy Board shall not be disqualified from further action by having
12 considered this matter.

13 **OTHER MATTERS**

14 11. The parties understand and agree that facsimile copies of this Stipulated
15 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same
16 force and effect as the originals.

17 **DISCIPLINARY ORDER**

18 In consideration of the foregoing admissions and stipulations, the parties agree
19 that the Physical Therapy Board may, without further notice or formal proceeding, issue and
20 enter the following Disciplinary Order:

21 IT IS HEREBY ORDERED that Physical Therapist License No. PT 29370 issued
22 to Respondent Sharmi Patel, PT (Respondent) shall be publicly reprovred.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Aniko Rushakoff. I understand the stipulation and the effect it will have on my Physical Therapist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Physical Therapy Board of California, Department of Consumer Affairs.

DATED: August 3, 2007.

Original Signed By: _____
SHARMI PATEL, PT (Respondent)
Respondent

I have read and fully discussed with Respondent Sharmi Patel, PT the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: August 3, 2007.

Original Signed By: _____
ANIKO RUSHAKOFF
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Physical Therapy Board of California, Department of Consumer Affairs of the State of California.

DATED: August 15, 2007

EDMUND G. BROWN JR., Attorney General
of the State of California

GAIL M. HEPPELL
Supervising Deputy Attorney General

Original Signed By:
JENNEVEE H. DE GUZMAN
Deputy Attorney General

Attorneys for Complainant

DOJ Matter ID: SA2007300343
Patel Stipulated Settlement.wpd

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**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 1D 2006 64560

SHARMI PATEL, PT
128 E. Whittier Boulevard
Montebello, CA 90640

Physical Therapist License No. PT 29370

Respondent.

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Physical Therapy Board of California, Department of Consumer Affairs, State of California, as its Decision in this matter.

This Decision shall become effective on November 30, 2007.

It is so ORDERED October 31, 2007.

Original Signed By: Nancy Krueger, PT
FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA